

MOTION TO AMEND NO. 4

I hereby move to amend Bill No. 03-120 in the following manner:

1. On page 3, line 9, after the word “fuel.”, insert a new sentence to read as follows: “Motor vehicle fuel shall not include diesel fuel.”

2. On page 4, line 2, delete the word “code” and insert in lieu thereof the word “chapter”.

3. On page 5, line 17, after the word “Lincoln.”, insert a new sentence to read as follows: “The Director shall approve or deny the application for a license within ten working days from the date of receipt of the application.”

4. On page 6, line 3, after the word “payable.”, insert the following: “A thirty-day grace period from the date of implementation of the occupation tax on January 1, 2004 shall be allowed to permit the applicant to sell motor vehicle fuel in the City of Lincoln, without penalty, while waiting for the Director’s review and issuance of a license. If a motor vehicle fuel retailer must renew a license to reflect a change in ownership or name or similar reason, a fifteen-day grace period from the date of the application shall be allowed to permit the applicant to sell motor vehicle fuel in the City of Lincoln, without penalty, while waiting for the Director’s review and issuance of a license.”

5. On page 7, line 12, delete the words “The Director may require the report to be electronically and” and insert in lieu thereof the following: “Upon mutual agreement between the Director and motor vehicle fuel retailer, the report may be made electronically and the Director”.

6. On page 7, line 21, delete the word “code” and insert in lieu thereof the word “chapter”.

7. On page 8, line 11, after the word “filed.”, delete lines 11 through 15 and insert in lieu thereof the following: “Upon mutual agreement between the Director and motor vehicle fuel retailer, the payment of the occupation tax or any refunds authorized to be made may be made by electronic funds transfer. The Director shall prescribe the formats or procedures and may adopt rules and regulations for payment of the occupation tax, refunds or electronic funds transfer.”

Introduced by:

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Approved as to Form & Legality:

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Asst. City Attorney

Requested by: Law Department

Reason for Request: Amendments reflect a meeting between the City and motor vehicle fuel retailers to streamline administrative issues in the occupation tax ordinance.